

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON OCTOBER 27, 2010, WITH THE FOLLOWING MEMBERS PRESENT: ROBERT L. PROUD, PRESIDENT, EDWIN H. HUMPHREY, VICE PRESIDENT, AND R. SCOTT CROSWELL III, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD AND THE BOARD OF COUNTY COMMISSIONERS WAS HONORED TO HAVE CHAPLAIN (LTC) JESS ABBOTT OF THE UNITED STATES ARMY TO LEAD ALL PRESENT IN THE RECITATION OF THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

IN RE: BOARD OF COUNTY COMMISSIONERS...CHILDREN'S PROTECTIVE SERVICES TAX LEVY PRESENTATION...10-0716-006

Tim Dick, Deputy Director, Children's Protective Services, Department of Job and Family Services, addressed the Board of County Commissioners asking the citizens of Clermont County for their support of the proposed renewal of the Children's Services Tax Levy, Issue Number 5, that will be on the ballot on November 2, 2010. Mr. Dick was pleased to introduce the Honorable Judge Stephanie Wyler, Clermont County Juvenile Court. Judge Wyler said that she has been the Juvenile Court Judge for almost 20 years and that you never get used to the stories that they see or hear about. She shared stories she heard within one week a couple of years ago about three cases involving children who had been abused and neglected but these three children were rescued and had been protected by Children's Protective Services. There are countless other children that are probably experiencing the same horrors that we don't know about yet. She pointed out that Clermont County currently to date have 311 children in foster care, protected by Children's Protective Services, and the numbers continue to go up and another staggering statistic is permanent surrender of children. On the positive side, Judge Wyler stated that Clermont County is very lucky, they have a fantastic Department of Job and Family Services and Children's Protective Services and Clermont County is very unique in the State of Ohio in that Juvenile Court and Children's Protective Services have a very healthy, positive, working relationship. This means the children win because their cases are handled more effectively, the taxpayers win because the cases are handled more cost effectively. Judge Wyler emphasized that Issue Number 5, the proposed renewal of the Children's Services Tax Levy, will not raise taxes and all the money garnered from this levy goes directly to the care and treatment of abused and neglected children. None of these levy dollars are spent for administrative costs, salaries and fringes. Mr. Dick stated that this is Issue Number 5, a five year renewal levy in the amount of 0.80 mills that will be on the ballot and Clermont County has supported this levy since 1986. Since that time, thousands of children have been served and saved and Mr. Dick asked again that the community support this levy for an additional five year period to help serve and protect the children of Clermont County that are currently in the system and ones that will be in the system in the future.

IN RE: BOARD OF COUNTY COMMISSIONERS...PROCLAMATION... DESIGNATING "ADOPTION AWARENESS MONTH" IN CLERMONT COUNTY, OHIO...10-1018-003...ADOPTED

Recommendation of the Board of County Commissioners, Clermont County, Ohio, to issue a Proclamation designating the month of November 2010 to be "Adoption Awareness Month" in Clermont County, Ohio.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 179-10/PAYMENT OF BILLS...ADOPTED

Moved by Mr. Humphrey, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt **Resolution Number 179-10** resolving to approve payment to vendors **in the revised total amount of \$2,255,374.33** as set forth in the General Ledger Distribution Report(s), Vendor Invoice List Report(s), Items Paid by Fund and Check Date Range Report and/or Procurement Card Transaction Report presented by the County Auditor 10/25/2010 and subsequently modified, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 180-10/PAYMENT OF BILLS...ADOPTED

Moved by Mr. Humphrey, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt **Resolution Number 180-10** resolving to approve payment to vendors included on the General Ledger Distribution Report(s) presented by the County Auditor 10/25/2010 as reflected on the Vendor Excerpt Report **in the amount of \$10,000.00** and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Proud Yea; Mr. Croswell, Abstained.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 181-10/PAYMENT OF BILLS...ADOPTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt **Resolution Number 181-10** resolving to approve payment to vendors included on the General Ledger Distribution Report(s) presented by the County Auditor 10/25/2010 as reflected on the Vendor Excerpt Report **in the amount of \$113.40**, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Abstained.

IN RE: OFFICE OF MANAGEMENT AND BUDGET...CONTRACT FOR SERVICES WITH CENTRAL BUSINESS GROUP FOR THE PURCHASE AND INSTALLATION OF SPACESAVER EQUIPMENT FOR CLERMONT COUNTY JUVENILE COURT...10-1018-002...EXECUTED

Moved by Mr. Humphrey, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Director, Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to execute a Contract for Services by and between the County of Clermont, Ohio, and Central Business Group, 10839 Indeco Drive, Cincinnati, Ohio 45241 for the purchase and installation of Spacesaver Equipment for Clermont County Juvenile Court in accordance with the Scope of Services as identified in Exhibit A,

attached thereto and made a part thereof, at a cost not to exceed \$27,877.03, with said services to be completed within 60 days of company's receipt of signed contract and notice to proceed, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: OFFICE OF MANAGEMENT AND BUDGET...RESOLUTION NUMBER 182-10/RESOLUTION OF NECESSITY FOR PURCHASE OF AUTOMOBILES FOR THE USE OF THE COUNTY COMMISSIONERS; ANY COUNTY DEPARTMENT, BOARD, COMMISSION, OFFICE OR AGENCY; OR ANY ELECTED COUNTY OFFICIAL OR HIS OR HER EMPLOYEES...10-1013-003...ADOPTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Director, Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to adopt **Resolution Number 182-10** resolving to declare the necessity to purchase two (2) new motor vehicles, to be used as replacements by the Clermont County Court of Common Pleas Adult Probation Department and the Clermont County Juvenile Court Probation Department, at a total estimated cost of \$40,000.00 from funds heretofore appropriated for Calendar Year 2010 pursuant to Section 307.41 of the Ohio Revised Code and in compliance with Sections 307.86 through 307.92 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... RESOLUTION NUMBER 183-10/RESOLUTION TO CERTIFY DELINQUENT UTILITY CHARGES TO THE CLERMONT COUNTY AUDITOR FOR PLACEMENT ON THE REAL PROPERTY TAX LIST AND DUPLICATE...10-1013-004...ADOPTED

Moved by Mr. Humphrey, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Controller, Clermont County Water Resources Department, with the concurrence of David L. Spinney, County Administrator, to adopt **Resolution Number 183-10** resolving to certify delinquent utility charges in the amounts of \$13,413.78 for Sewer Charges, \$7,332.02 for Water Charges, and \$13,896.33 for Miscellaneous Utility Charges to the Clermont County Auditor for placement on the real property tax list and duplicate of the County of Clermont, Ohio, as a lien against the property served by such connection as identified in Exhibit A, attached thereto and made a part thereof, pursuant to and in compliance with Sections 6103.02 and 6117.02 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... ACCEPTANCE OF THE ELECTRICAL CONTRACT (CONTRACT NUMBER 651-08414) WITH ICS ELECTRICAL SERVICES, INC. FOR

PROJECT NUMBER 6402-60068 (FKA 651-0841) RELATIVE TO THE BRAMBLEWOOD TRUNK LINE PROJECT LOCATED WITHIN MIAMI TOWNSHIP AS COMPLETE AND APPROVAL OF THE ESTIMATE FOR PARTIAL PAYMENT NUMBER 4, FINAL, FOR RELEASE OF RETAINAGE RELATIVE THERETO...08-0807-002...RATIFIED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Director, Office of Management and Budget, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Water Resources Department, to accept the Electrical Contract (Contract Number 651-08414) by and between the County of Clermont, Ohio, and ICS Electrical Services Inc., 7024 Harrison Avenue, Suite 3, Cincinnati, Ohio 45247 for Project Number 6402-60068 (fka 651-0841) relative to the Bramblewood Trunk Line Project located within Miami Township as Complete as of March 24, 2010, and to approve the Estimate for Partial Payment Number 4, Final, which represents a release of retainage in the principal amount of \$11,682.12, plus all accrued interest earned thereon relative thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... CHANGE ORDER NUMBER 1 TO THE CONTRACT WITH M.K. PAINTING, INC. FOR PROJECT NUMBER 6401-60029 (FKA 621-0047) RELATIVE TO THE WARDS CORNER AND NEWTONSVILLE TANK PAINTINGS PROJECT LOCATED WITHIN MIAMI AND WAYNE TOWNSHIPS...09-0727-005...EXECUTED

Moved by Mr. Humphrey, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Chris Rowland, P.E., Project Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Water Resources Department, to execute Change Order Number 1 to the Contract with M.K. Painting, Inc., 4157 Seventh Street, Wyandotte, Michigan 48192, previously ratified by the Board of County Commissioners on 03/31/10, for Project Number 6401-60029 (fka 621-0047) relative to the Wards Corner and Newtonsville Tank Paintings Project situated within Miami and Wayne Townships, which represents a decrease in the amount of \$32,000.00, for a total adjusted contract price to date of \$453,000.00 for additions, deletions and/or modifications thereto as defined therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... REQUEST TO ADVERTISE FOR BIDS FOR PROJECT NUMBER 6401-60083 RELATIVE TO THE BELFAST-OWENSVILLE LANE WATER PETITION PROJECT LOCATED WITHIN STONELICK TOWNSHIP...10-1018-001...APPROVED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Matthew S. Smith, P.E., P.S., Project Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Water Resources Department, to approve the request to advertise for bids for Project Number 6401-60083 relative to the Belfast-Owensville Lane Water Petition Project located within Stonelick Township, pursuant to the plans and specifications therefore, and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on **11/04/2010**, scheduling a non-mandatory Pre-Bid Meeting on Thursday, 11/18/10 at 10:00 A.M., with bids to be received therefore until **2:00 P.M. Local Time on Thursday, 12/02/10**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County's internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/
FACILITIES MANAGEMENT DEPARTMENT...REQUEST TO
ADVERTISE FOR BIDS FOR THE FILAGER ROAD CAMPUS SITE
RETAINAGE AND DRAINAGE REMEDIATION PROJECT...10-1014-
001...APPROVED**

Moved by Mr. Humphrey, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Wade Grabowski, Director, Facilities Management Department, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to approve the request to advertise for bids for the Filager Road Campus Site Retainage and Drainage Remediation Project, pursuant to the plans and specifications therefore, and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on **11/04/2010**, with bids to be received until **2:00 P.M. Local Time on Thursday, 11/18/2010**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103-2960 where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County's internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT...
AWARD OF BID FOR PROJECT NUMBER 2009-04 RELATIVE TO THE
VILLAGE OF MOSCOW RIVER VALLEY COMMUNITY CENTER
ROOF PROJECT IN CONCERT WITH THE CLERMONT COUNTY
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FORMULA
PROGRAM FOR FISCAL YEAR 2009 AND EXECUTION OF
CONTRACT RELATIVE THERETO...10-0715-006...RATIFIED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Scot Lahrmer, Assistant County Administrator, with the concurrence David L. Spinney, County Administrator, to award the bid for Project Number 2009-04 relative to the Village of Moscow River Valley Community Center Roof Project in concert with the Clermont County Community Development Block Grant (CDBG) Formula Program for Fiscal Year 2009, pursuant to the plans and specifications, to A. W. Farrell & Son, Inc., 3761 East Lake Road, Dunkirk, New York 14048 (Cincinnati Division address: 2002 Ford Circle, Suite E, Milford, Ohio 45150) for the lowest and best bid received on 09/02/10, in the amount of \$62,955.00, and to execute the Contract relative thereto, pursuant to and in compliance with the terms and

conditions set forth therein and the award of bid therefore *and contingent upon the receipt of a Corporate Resolution and a Revised Certificate of Insurance relative thereto.*

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

**IN RE: DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT...
OHIO DEPARTMENT OF DEVELOPMENT SMALL CITIES
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM...GRANT
AGREEMENT WITH THE STATE OF OHIO, DEPARTMENT OF
DEVELOPMENT, ADDENDUM TO GRANT AGREEMENT, AND
STANDARD AFFIRMATION AND DISCLOSURE FORM FOR GRANTS
FOR THE PROVISION OF FUNDING RELATIVE TO THE
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM
FOR FISCAL YEAR 2010 FOR THE COUNTY OF CLERMONT,
OHIO...10-0429-002...EXECUTED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Scot Lahrmer, Assistant County Administrator, with the concurrence of David L. Spinney, County Administrator, to authorize Robert L. Proud, President of the Board of County Commissioners, to execute the Grant Agreement, the Addendum to Grant Agreement and the Standard Affirmation and Disclosure Form for Grants by and between the County of Clermont, Ohio, and the State of Ohio, Department of Development, 77 South High Street, P.O. Box 1001, Columbus, Ohio 43216-1001, including all understandings and assurances relative thereto, for the provision of funding for Grant Number B-F-10-1AM-1 relative to the Fiscal Year 2010 Ohio Department of Development Small Cities Community Development Block Grant (CDBG) Program in the amount of \$765,000.00, for the County of Clermont, Ohio, for the grant period beginning 09/01/10 and ending 02/29/12, pursuant to and in compliance with the terms and conditions set forth therein:

Project	Allocation
City of Milford Park & Recreational Facilities	\$35,000.00
Clermont County Board of Health Sewage Facilities Improvement	\$159,500.00
Village of Felicity Sidewalk Improvements	\$100,000.00
Clermont County Fire Protection Facilities & Equipment (5 Sirens)	\$87,500.00
Ohio Township Park & Recreational Facilities	\$42,100.00
Goshen Township Stormwater Drainage Improvement	\$105,000.00
Jackson Township Park & Recreational Facilities	\$83,000.00
Fair Housing Administration	\$ 38,200.00
	\$114,700.00
Total	\$765,000.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

**IN RE: CLERMONT TRANSPORTATION CONNECTION...LETTER TO THE
OHIO DEPARTMENT OF TRANSPORTATION, OFFICE OF TRANSIT,
TO REQUEST CONGESTION MITIGATION/AIR QUALITY (CMAQ)
FUNDS FOR THE PURCHASE OF BIO-DIESEL IN CONCERT WITH**

THE STATE FISCAL YEAR (SFY) 2011 NEXT GENERATION TRANSIT PARTNERSHIP PROGRAMS FOR SAME...10-1025-008...RATIFIED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Benjamin S. Capelle, Director, Clermont Transportation Connection, with the concurrence of David L. Spinney, County Administrator, to authorize Robert L. Proud, President of the Board of County Commissioners, to approve and sign a letter to the Ohio Department of Transportation, Office of Transit, 1980 West Broad Street, Columbus, Ohio 43223 to request \$240,000.00 of Congestion Mitigation/Air Quality (CMAQ) Funds for the purchase of bio-diesel in State Fiscal Year 2011 for the Clermont Transportation Connection in concert with the State Fiscal Year 2011 Next Generation Transit Partnership Programs and further resolve to authorize the Director of Clermont Transportation Connection, on behalf of the Clermont County Board of Commissioners, to provide any additional information requested relative thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...SPRING FIELDS SUBDIVISION/UNION TOWNSHIP...RELEASE OF THREE YEAR PERFORMANCE BOND FOR SIDEWALKS AND IN LIEU THEREOF ACCEPTANCE OF ONE YEAR PERFORMANCE BOND FOR SIDEWALKS FOR SAME...07-0608-004...APPROVED

Moved by Mr. Humphrey, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator to authorize the release of a Three Year Performance Bond for Sidewalks for the following Subdivision located within Union Township, and in lieu thereof, to approve and sign a One Year Performance Bond for Sidewalks in the amounts as follows:

Subdivision	Three Year Performance Bond	One Year Performance Bond
Spring Fields Subdivision Union Township	\$28,200.00	\$700.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Croswell, Yes; Mr. Proud, Yea.

IN RE: COUNTY ENGINEER...VILLAGES OF BELMONT/SECTION 1A/ PHASE 1/GOSHEN TOWNSHIP...RECORD PLAT NUMBERS 629-2693 AND 629-2694 FOR THE REPLAT OF LOT NUMBERS 45 AND 46 WITHIN SAME...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Numbers **629-2693** and **629-2694** for the Replat of Lots in the following Subdivision/Location within Goshen Township:

Subdivision/Location	Record Plat Number	Reason for Replat
Replat of Lot Number 45 Villages of Belmont Section 1A Phase 1 Goshen Township DC# 10-1025-003	629-2693	To Create New Lot Numbers 4501, 4502, 4503, and 4504
Replat of Lot Number 46 Villages of Belmont Section 1A Phase 1 Goshen Township DC# 10-1025-004	629-2694	To Create New Lot Numbers 4601, 4602, 4603, and 4604

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

**IN RE: COUNTY ENGINEER...FOREST GLEN SUBDIVISION/BATAVIA
TOWNSHIP...RELEASE OF ORIGINAL PERFORMANCE BONDS FOR
SIDEWALKS AND IN LIEU THEREOF ACCEPTANCE OF
REPLACEMENT PERFORMANCE BOND FOR SIDEWALKS FOR
SAME...APPROVED**

Moved by Mr. Humphrey, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize the release of three (3) original Performance Bonds for Sidewalks as Surety for Forest Glen Subdivision located within Batavia Township, and in lieu thereof, to accept and sign one (1) replacement Performance Bond for Sidewalks as Surety for same as outlined below:

Subdivision	Original Performance Bond for Sidewalks	Replacement Performance Bond for Sidewalks
Forest Glen Subdivision Phase I Batavia Township DC# 05-1005-003	\$41,880.00* *Secured by Irrevocable Standby Letter of Credit No. CIS404487 and Amendments Number 1 and 2 issued by Fifth Third Bank, International Trade Services, 38 Fountain Square Plaza, MD10903C, Cincinnati, Ohio 45263	
Forest Glen Subdivision Section II, Block A Batavia Township DC# 05-1230-005	\$2,270.00* *Secured by Check Number 309 issued by LT Zaring Builder II LLC, P.O. Box 30059, Cincinnati, Ohio 45230 drawn on Guardian Savings Bank, FSB, Cincinnati, Ohio	
Forest Glen Subdivision Section II, Block B Batavia Township DC# 06-1213-001	\$29,420.00* *Secured by Irrevocable Standby Letter of Credit Number CIS405883 issued by Fifth Third Bank, International Trade Services, 38 Fountain Square Plaza, MD10903C, Cincinnati, Ohio 45202	
Forest Glen Subdivision Phase I Section II, Block A Section II, Block B Batavia Township DC#10-1015-002		\$44,020.00* *Secured by Bond Number 5036172 issued by Bond Safeguard Insurance Company of Lombard, Illinois

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Croswell, Yes; Mr. Proud, Yea.

**IN RE: COUNTY ENGINEER...APPLE ROAD EXTENSION/BATAVIA
TOWNSHIP...RELEASE OF THE ORIGINAL COMBINED
PERFORMANCE-MAINTENANCE BOND AND IN LIEU THEREOF
ACCEPTANCE OF A REPLACEMENT COMBINED PERFORMANCE
AND MAINTENANCE BOND FOR SAME...05-0902-012...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize the release of the original Combined Performance-Maintenance Bond as Surety for the Apple Road Extension located within Batavia Township, and in lieu thereof, to accept a replacement Combined Performance and Maintenance Bond as Surety for same as outlined below:

Location	Original Combined Performance-Maintenance Bond	Replacement Combined Performance and Maintenance Bond	Street/Length (miles)
Apple Road Extension Batavia Township	\$17,000.00/\$8,000.00 Secured by Irrevocable Letter of Credit Number S404485 and Amendments Number 1, 2, 3, and 4 issued by Fifth Third Bank, International Trade Services, 38 Fountain Square Plaza, MD 10903C, Cincinnati, Ohio 45263	\$17,000.00/\$8,000.00 Secured by Bond Number 5036171 issued by Bond Safeguard Insurance Company of Lombard, Illinois	Apple Road (0.09)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

**IN RE: COUNTY ENGINEER...RESOLUTION NUMBER 184-10/RESOLUTION
RESCINDING RESOLUTION NUMBER 178-10 AND ACCEPTING A
NOTICE OF AUTOMATIC EXTENSION TO LETTER OF CREDIT
NUMBER 12500882-00-000 ISSUED BY PNC BANK ON BEHALF OF IVY
TRAILS, LLC RELATIVE TO THE FORFEITURE OF THE
PERFORMANCE BOND FOR SIDEWALKS FOR IVY TRAILS
SUBDIVISION, SECTION 2 (AKA SECTION 2A) LOCATED IN UNION
TOWNSHIP...05-0511-002...ADOPTED**

Moved by Mr. Humphrey, seconded by Mr. Croswell, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator to adopt **Resolution Number 184-10** resolving to rescind Resolution Number 178-10, previously adopted by the Board of County Commissioners on 10/20/2010, which declared that Ivy Trails, LLC failed to comply with the terms of a Performance Bond for Sidewalks dated May 11, 2005 for Ivy Trails Subdivision, Section 2 (aka Section 2A) located in Union Township and to accept a Notice of Automatic Extension of Letter of Credit Number 12500882-00-000 relative to the afore stated Performance Bond for Sidewalks which extends the expiration date from 10/31/2010 to 10/31/2011.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Humphrey, Aye; Mr. Croswell, Yes; Mr. Proud, Yea.

LET THE RECORD SHOW: That a motion by Mr. Croswell, seconded by Mr. Humphrey, to approve the minutes of Work Sessions of **09/27/10 and 09/29/10** carried with all members present voting affirmatively thereon.

LET THE RECORD SHOW: The Board of County Commissioners presented Chaplain (LTC) Jess Abbott of the United States Army with a Certificate of Appreciation honoring him for his courageous commitment to our country while supporting Operation New Dawn. The Board commended his bravery and dedication to the cause of freedom. Chaplain (LTC) Abbott was also presented with a medallion challenge coin from Frank Morrow, Senior Service Officer of the Clermont County Veterans' Service Commission, a Certificate of Appreciation from Tracy Braden of The Thank You Foundation, and a Congressional Proclamation from Congresswoman Jean Schmidt honoring him for his service to our country and praying for his safe return home.

LET THE RECORD SHOW: That a motion by Mr. Humphrey, seconded by Mr. Croswell, to approve the minutes of Regular Session of **10/27/10** carried with all members present voting affirmatively thereon.

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 2:03 P.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Yea.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**ROBERT L. PROUD, PRESIDENT
EDWIN H. HUMPHREY, VICE PRESIDENT
R. SCOTT CROSWELL III, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED – 10/27/10